

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

LA UNIÓN DEL PUEBLO ENTERO, *et al.*,

§

*Plaintiffs,*

§

v.

§

STATE OF TEXAS, *et al.*,

§

Case No. 5:21-cv-00844-XR

[Lead Case]

*Defendants.*

§

HARRIS COUNTY REPUBLICAN PARTY, *et al.*,

§

*Intervenor-Defendants.*

§

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**PRIVATE PLAINTIFFS' MOTION FOR EXTENSION OF TIME  
AND MISCELLANEOUS RELIEF**

Through this motion, Private Plaintiffs<sup>1</sup> seek clarification and modification of the Court's August 8, 2023, Amended Order.

Private Plaintiffs seek to provide the level of detail the Court requires regarding "which witnesses are expected to testify on which days and the subject of their testimony." Dkt. 700 at 2.

Private Plaintiffs are mindful of the Court's direction to carefully review and cull their witness lists (*id.*) and are in the process of doing so. It is unlikely that they will be able to do both and coordinate dates of testimony and examiners across all Private Plaintiff groups by August 11,

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<sup>1</sup> Private Plaintiffs are: La Union del Pueblo Entero, Southwest Voter Registration Education Project, Mexican American Bar Association of Texas, Texas Hispanics Organized for Political Education, JOLT Action, William C. Velazquez Institute, FIEL Houston Inc., Friendship-West Baptist Church, Texas Impact, James Lewin, OCA-Greater Houston, League Of Women Voters Of Texas; Revup-Texas, And Workers Defense Action Fund, Houston Area Urban League; Delta Sigma Theta Sorority, Inc.; The Arc Of Texas; And Jeffrey Lamar Clemons Mi Familia Vota, Marla López, Marlon López, And Paul Rutledge, LULAC Texas, Voto Latino, Texas Alliance For Retired Americans, and Texas AFT.

the date set in the Court's Amended Order. Private Plaintiffs also anticipate that they will have to modify witness schedules as the trial progresses depending on how long each witness examination actually takes, and that some culling of witnesses will occur as the trial progresses and Private Plaintiffs identify which claim or claims require more or less evidence.

Accordingly, Private Plaintiffs respectfully request that this Court modify its August 8 Amended Order to: (1) extend to August 18 the date by which the parties are to provide the requested witness schedule, including identifying counsel expected to conduct direct and cross examinations for each witness; (2) allow the parties to identify the week of the trial a witness will be called rather than a specific day; and (3) direct the parties to provide, to all other parties, twenty-four hour notice of the names of the witnesses they will call on each trial day.

Private Plaintiffs further submit that this modification will allow the parties to update or supplement their witness lists in accordance with the bifurcation proposal the Court adopts after the parties file their notices on August 11, 2023 setting forth their positions on bifurcation.

Private Plaintiffs intend to provide an estimate of the length of their affirmative case, as well as a proposal on the scope of the Phase I trial, on August 11 in response to the Court's Amended Order.

Dated: August 10, 2023

Respectfully Submitted,

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**CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that she has electronically submitted a true and correct copy of the above and foregoing via the Court's electronic filing system on the 10th day of August, 2023.

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